



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

February 16, 2005

Christopher Cramer, Treasurer  
Democratic Abolition PAC  
600 1<sup>st</sup> Ave., Ste. 304  
Seattle, WA 98104

Response Due Date:  
March 18, 2005

Identification Number: C00381517

Reference: 30 Day Post-General Report (10/14/04 - 11/22/04)

Dear Mr. Cramer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **An adequate response must be received at the Commission by the response date noted above.** An itemization of the information needed follows:

-Schedule A of your report (see attached) discloses one or more contributions which appear to exceed the limits set forth in the Act. 2 U.S.C. §441a(f) and 11 CFR §§110.1(d) and 110.2(d) prohibit a committee and its affiliates from receiving any contribution from another political committee or person in excess of \$5,000 per calendar year.

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you must amend your original report with the clarifying information.

If any contribution you received exceeds the limits, you may have to refund the excessive amount. The funds can be retained if within 60 days of receipt, (1) the excessive amount was properly reattributed to another person, such as a joint account holder, by obtaining signed written authorizations from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution. Any request from a donor for a refund must be honored.

## DEMOCRATIC ABOLITION PAC

Page 2

Alternatively, the funds can be retained if within 60 days of receipt you (1) transferred the excessive amount to an account not used to influence federal elections, and (2) provided written notice to the person making the contribution of the option of receiving a refund. Any request from a donor for a refund must be honored.

If the foregoing conditions for reattributions or transfers to a non-federal account were not met within 60 days of receipt, the excessive amount must be refunded.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for any transfer-out or refund. In addition, any reattributions should be reported as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received. Any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report during which the transaction was made.

Although the Commission may take further legal action regarding the acceptance of an excessive contribution, prompt action by your committee to seek reattribution, transfer-out or refund the excessive amount will be taken into consideration.

-Your committee has filed 24 hour notices for independent expenditures supporting Frank Barbaro and Richard Romero (pertinent portion attached) which have not been itemized on Schedule E supporting Line 24 of the Detailed Summary Page. Please be advised that independent expenditures disclosed on 24 hour notices must also be itemized on a corresponding Schedule E or MEMO Schedule E and Schedule D (if applicable), in the appropriate reporting period. Further, if the actual payments for the independent expenditures occur after the date of dissemination, the appropriate report(s) should continue to show payments on Schedule E and Schedule D, until the debt is fully extinguished. Please amend your report and any subsequent reports that may be affected by this correction.

-The independent expenditure schedule (Schedule E) should disclose the following information: the name and mailing address of the payer, the purpose of the expenditure, the date of payment, the amount of payment, the name and office sought, state and district (if applicable) of the federal candidate, the calendar year-to-date, per election, for office sought total, the election designation, an indication of whether the candidate was supported

## DEMOCRATIC ABOLITION PAC

Page 3

or opposed and the signature of the treasurer. Please amend Schedule E by providing the name and office sought, state and district of the federal candidate and the election designation. 11 CFR §104.3(b)(3)(vii)

-Please clarify all expenditures made for "mailing," "printing," and "calls-reimbursement" on Schedule B. If a portion or all of these expenditures were made on behalf of specifically identified federal candidates, this amount should be disclosed on Schedules B or E supporting Lines 23 or 24 and include the amount, name, address and office sought by each candidate. 11 CFR §§104.3(b) and 106.1

Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. Requests for extensions of time in which to respond will not be considered. Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1399.

Sincerely,

  
 Ryan F. Lanz

Campaign Finance Analyst  
 Reports Analysis Division

## DEMOCRATIC ABOLITION PAC

Page 4

**Excessive Contribution from an Individual**

Contributor Name	Date	Amount	Report
Benjamin C. Hammett	7/06/04	\$1,000.00	October Quarterly Report
Benjamin C. Hammett	9/02/04	\$4,000.00	October Quarterly Report
Benjamin C. Hammett	11/03/04	\$5,000.00	30 Day Post-General Report

**Missing 24 Hour Notice**

Name of Payee	Date	Amount	Purpose	Candidate
Groundswell Communications, Inc.	10/26/04	\$4,710.85	Phone Calls	Frank Barbaro
Groundswell Communications, Inc.	10/26/04	\$4,912.49	Phone Calls	Richard Romero

25038734111